

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

**GRAND PROPERTIES, INC., and
T.M. SUNDARAM,**

Plaintiff,

v.

CIV. No. 97-1467 JP/RLP

**LEONARD R. SMITH, CHRISTOPHER H.
KILCULLEN, HOSPITALITY FRANCHISE
SYSTEMS, INC., a Foreign Corporation, and
RAMADA FRANCHISE SYSTEMS, INC.,
a Foreign Corporation,**

Defendants.

MEMORANDUM OPINION AND ORDER

On July 31, 1998 Plaintiff T.M. Sundaram filed his Motion for Summary Judgment (Doc. No. 23) on Defendants' counterclaim. After a careful review of the motion, the briefs, and the law, I have concluded that there is a genuine issue of material fact and that the motion should be denied.

IT IS THEREFORE ORDERED that Plaintiff T.M. Sundaram's Motion for Summary Judgment (Doc. No. 23) is DENIED.


UNITED STATES DISTRICT JUDGE